

**DESOTO COUNTY BOARD OF SUPERVISORS**  
**BOARD MEETING MINUTES**

**JESSIE L. MEDLIN, PRESIDENT, PRESIDING**

**October 4, 1999**

**A. CALL TO ORDER**

The October 4, 1999, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie L. Medlin of DeSoto County.

Sheriff James Albert Riley, DeSoto County Sheriff was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1  
Supervisor Eugene C. Thach-----District 2  
Supervisor Jimmy James-----District 3  
Supervisor John Caldwell-----District 4  
Supervisor Tommy Lewis-----District 5  
W. E. "Sluggo" Davis-----Chancery Clerk  
David Armstrong-----County Administrator  
James Albert Riley-----DeSoto County Sheriff  
William Austin-----Board Attorney

**B. INVOCATION**

The invocation was presented by Supervisor John Caldwell.

**C. APPROVAL OF SEPTEMBER MINUTES**

The official minutes of the Board of Supervisors were read for the month of September 1999, pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to accept the minutes of the Board of Supervisors for September 1999. The **motion passed** by a unanimous vote.

**D. OLD BUSINESS**

**1. Roads - Report from Committee to Abandon Allison Drive**

On August 16, 1999, the Board of Supervisors did appoint Supervisor Jimmy James and Supervisor Tommy Lewis as the committee to inspect Allison Drive for possible abandonment. The Board of Supervisors took this matter of business up on this date.

Supervisor Tommy Lewis and Supervisor Jimmy James reported that Allison Drive is not a primary access road and that the landowners want to abandon the road. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to begin the process for abandoning Allison Drive, as authorized in Section 65-7-121 of the Mississippi Code, which states that the Board of Supervisors may, upon its own motion, spread upon its minutes to

**ITEM D.1., CONTINUED,**

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declare any section of the County road system abandoned under certain circumstances. In this instance, the Board of Supervisors did find that the section of roadway does not provide any primary access to occupied properties; traffic on the section of roadway has, for a period of at least 10 consecutive years, been intermittent and of such low volume that no substantial purpose is being served thereby; for a period of at least the five previous consecutive years the County has not maintained this section of roadway as part of the County road system; and it is the Board's opinion that the public interest or convenience does not require this section to remain open to the public. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.1\*\***

**2. 911 Commission Appointees**

In accordance with Section 19-5-307 of the Mississippi Code Annotated, Supervisor Eugene Thach made a motion and Supervisor Jessie Medlin seconded the motion to appoint Vernon Cannon to the 911 Commission to represent the City of Southaven for a term of four years and set to expire September 7, 2003. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES
Supervisor Jimmy James	NO
Supervisor John Caldwell	ABSTAIN
Supervisor Tommy Lewis	YES

**\*\*See Exhibit D.2\*\***

**3. Legislative Wish List**

Vanessa Lynchard informed the Board of Supervisors that she had spoken to Representative Wanda Jennings about the Legislative Wish List and Ms. Jennings said that the meeting on November 3, 1999 was a better date for the Legislators to meet with the Board of Supervisors regarding the Legislative Wish List. Vanessa said that the Legislative Wish List went to the Council of Governments last week for their review and Jim Flanagan said that no changes were made. Vanessa said that Ms. Jennings and the delegation will be at the meeting on November 3, 1999 at 11:00 a.m.

**4. Civic Center and CVB Allocations - Stuart Taylor**

Stuart Taylor, Director of the Civic Center, addressed the Board of Supervisors about the Civic Center's allocation for FY00. Mr. Taylor requested that the Civic Center be given its allocation early. Vanessa Lynchard said that the CVB also wants its \$20,000.00 allocation early. Supervisor Jimmy James made a motion and Supervisor Tommy Lewis seconded the motion to give the Civic Center quarterly allocations in the amount of \$62,782.00 and to give the CVB its \$20,000 allocation. The **motion passed** by a unanimous vote.

Stuart Taylor asked the Board of Supervisors for approval to send his secretary to the Purchasing Department to be trained. The Board of Supervisors said that it would be okay to send the secretary to Purchasing to be trained.

Supervisor John Caldwell asked about the completion date of the Civic Center. Mr. Taylor said that they still have a 9/20/00 completion date despite a few problems. He said that the Civic Center has to be finished in time for preseason hockey or the contract with the hockey team is invalid. Mr. Taylor informed the Board that two companies are interested in the naming rights and that an announcement will be made as soon as the name is sold.

Ellen Meacham of the *DeSoto Times* asked Mr. Taylor what the theater was going to be like.

**ITEM D.4, CONTINUED,**

Mr. Taylor said that the theater will have 400 seats and will be approximately 9,000 square

feet. Supervisor Eugene Thach asked when construction of the theater will begin. Mr. Taylor said that it will be after the main part of the Civic Center is completed. Ellen Meacham asked about the naming rights of the theater. Mr. Taylor said that several companies had expressed an interest in the naming rights.

County Administrator David Armstrong asked if the rooms had been rented. Mr. Taylor also informed the Board that the rooms had been advertised in several newspapers and that he has gotten several calls about them.

**5. MHP Drivers License Building**

Doug Thornton and County Administrator David Armstrong gave an update to the Board of Supervisors on the MHP Drivers License Building. Mr. Thornton said that the final design on the building is 3,380 square feet and the budget is \$293,168.00. Mr. Armstrong said that the lowest bidder was Wells Construction. Mr. Thornton said that in order to build the building as requested, the plans will have to be redesigned to reduce the square feet and then, the project will be rebid. Mr. Thornton said that Jerry Oaks recommended that the square feet be reduced to approximately 2,900 to 3,029 square feet to get it in the budget. He said that it will be next week before a final decision is made to redesign the plans.

**E. NEW BUSINESS**

**1. Dale Thompson, Comptroller**

**a. Claims Docket**

Comptroller Dale Thompson presented the claims docket to the Board of Supervisors for approval. The claims docket included various county bills including the following:

**(1) Allen & Hoshall - Administration Building**

Bills in connection with the Administration Building were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(1)\*\***

**(2) Allen & Hoshall - Jail Renovations**

Bills in connection with the DeSoto County Jail Renovations were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(2)\*\***

**(3) Waggoner Engineering - GIS**

Bills in connection with the GIS needs and assessment implementation plan were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(3).**

**(4) Panola Construction - Jail Renovations**

Bills in connection with the DeSoto County Jail Renovations were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(4)\*\***

**(5) Panola Construction - Administration Building**

Bills in connection with the DeSoto County Administration Building were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(5)\*\***

**ITEM E.1, CONTINUED,**

**(6) Civic Center**

Bills in connection with the Civic Center were presented by copy to each Supervisor. **\*\*See**

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**Exhibit E.1.a.(6)\*\***

**(7) Waggoner Engineering/EAI - Wastewater Program**

Bills in connection with the Waggoner Engineering/EAI Wastewater Program were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(7)\*\***

**(8) City of Horn Lake Reimbursement Request - Park Lighting Cost**

Bills in connection with the City of Horn Lake Park Lighting Cost were presented by copy to each Supervisor. **\*\*See Exhibit E.1.a.(7)\*\***

Comptroller Dale Thompson said that all expenses are in the claims docket except for the allocations to the Civic Center and CVB.

Supervisor Jessie Medlin said there was a problem with the Allen and Hoshall invoices and said that they should be held until after the meeting with Allen and Hoshall on Tuesday, October 5, 1999. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to hold the invoices from Allen and Hoshall until after the meeting on October 5, 1999. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	ABSENT
Supervisor Jimmy James	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

Comptroller Dale Thompson asked the Board of Supervisors if the Board wanted to give Southaven Animal Shelter its allocation in a lump sum as they did last year. The Board of Supervisors agreed to give the funds in quarterly allocations.

Comptroller Dale Thompson requested the County Administrator David Armstrong send a memo to department heads to the effect that they need to spend more time coding their invoices each month.

Supervisor Jimmy James made the motion, and Supervisor John Caldwell seconded the motion to approve the claims docket for claim #1 - #392 and authorized the clerk to write the checks changing the Southaven Animal Control to a quarterly allocation; changing the DeSoto County Council allocation for the Legislative weekend from \$1,000.00 to \$10,000.00. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.1.a.(1).(2).(3).(4).(5).(6).(7).(8)\*\***

**b. Budget Amendment**

**(1) Sewer Study**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. At the recommendation of the Comptroller, Dale Thompson, Supervisor Eugene Thach made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Sewer Study under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

**ITEM E.1.b.(1), CONTINUED,**

Decrease	001-901-999	Cash Fund Balance	\$ 20,406.00
Increase	001-107-596	Sewer Study (Application)	\$ 11,437.50
Increase	001-107-596	Sewer Study (Extra Fees)	\$ 8,160.25
Increase	001-107-596	EAI Reimbursables	\$ 807.61

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The **motion passed** by a unanimous vote. **\*\*See Exhibit E.1.b.(1)\*\***

**(2) Metro Narcotics and Acceptance of FY00 Grant**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to accept the Metro Narcotics Grant for FY00 and to approve the budget amendment for the Metro Narcotics under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease proceeds from State Grant	\$ 12,750.00
Decrease County Matching	\$ 4,250.00
Decrease office & field supplies	\$ 3,000.00
Decrease vehicle purchase	\$ 14,000.00
Decrease County's Matching	\$ 4,250.00
Increase General Fund Balance	\$ 4,250.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.1.b.(2)\*\***

**(3) Data Processing**

**a. Trustmark Bank**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. At the recommendation of the Comptroller, Dale Thompson, Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for Data Processing under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-152-804	Lease Purchase Principal	\$ 3,627.00
Increase	001-152-805	Lease Purchase Interest	\$ 7,746.00
Lower	001-901-99	General Fund Balance	\$ 4,199.00

**b. IBM**

Increase	001-152-804	Lease Purchase Principal	\$ 12,233.00
Increase	001-152-805	Lease Purchase Interest	\$ 1,512.00
Lower	001-901-999	General Fund Balance	\$ 13,745.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.1.b.3\*\***

**a. Investment of Surplus Funds**

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any county shall have on hand any bond and interest funds, any funds derived from the sale of

**ITEM E.1.c, CONTINUED,**

bonds, special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Dale Thompson, Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the investment of

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surplus funds to First American Bank, who was the high bidder that placed their bid as follows:

<u>DATE OF INVESTMENT</u>	<u>BANK</u>	<u>AMOUNT</u>	<u>RATE</u>	<u>DAYS</u>
09/30/99	First American	\$ 3,000,000.00	5.30	15
09/30/99	First American	\$20,000,000.00	5.35	34
09/30/99	First American	\$12,000,000.00	5.50	69

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.1.c\*\***

**2. Quarterly Appropriations**

**a. Tax Collector**

In accordance with Section 27-1-32 of the Mississippi Code of 1972, the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the office of tax collector for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Tax Collector in the amount of \$176,059.00 as recommended by the Comptroller. The **motion passed** by a unanimous vote.

**b. Tax Assessor**

In accordance with Section 27-1-32 of the Mississippi Code of 1972, the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the office of tax assessor for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Tax Assessor in the amount of \$205,753.00 as recommended by the Comptroller. The **motion passed** by a unanimous vote.

**c. Sheriff's Department**

In accordance with Section 27-1-32 of the Mississippi Code of 1972, the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the office of the sheriff for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Sheriff in the amount of \$1,403,411.00 as recommended by the Comptroller. The **motion passed** by a unanimous vote.

**3. Kenny Gunn - Road Report and Work Schedule**

Kenny Gunn presented the Road Report and Work Schedule to the Board of Supervisors for approval.

**ITEM E.3, CONTINUED,**

Supervisor Jessie Medlin asked about the bridge on Debbie Drive. Kenny Gunn said that they are working on the bridge.

Supervisor Eugene Thach asked about having traffic counts in the cities. Supervisor Medlin informed Mr. Thach to let Kenny Gunn know on which roads he wanted traffic counts.

Supervisor Jimmy James made the motion and Supervisor Tommy Lewis seconded the motion to accept the Road Report for September 1999 and the Work Schedule for October 1999,

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pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.3.\*\***

#### **4. Jail Inspection**

This item was held over until the meeting on October 6, 1999.

#### **5. Chancery Court Allowances**

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors for the September 1999, term in the amount of \$ 2,246.66. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the Chancery Clerk Allowances pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.5.\*\***

#### **6. Bailiff Pay**

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, of Mississippi Code of 1973, Annotated, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to pay Tommy Carr the amount of \$ 280.00 for the month of September, 1999, and to pay Jerry Easley the amount of \$ 360.00 for the month of September, 1999. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.6.\*\***

#### **7. Justice Court Report**

Linda Aldridge presented the Justice Court Report for the month of September to the Board of Supervisors. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the Justice Court Report for the month of September, 1999. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.7\*\***

#### **8. Publication of Board Proceedings**

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to approve the publication of Board Proceedings in connection with Section 19-3-33 of the Mississippi Code which states that the Board of Supervisors may have its proceedings published in some newspaper in the county, and cause the same to be paid for out of the county treasury. The **motion passed** by a unanimous vote.

#### **9. Approval of Travel**

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of October 4, 1999 to November 1, 1999, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling.

#### **ITEM E.9, CONTINUED,**

Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to authorize travel for all officials and employees of DeSoto County for the period of October 4, 1999 to November 1, 1999. The **motion passed** by a unanimous vote.

#### **10. Authorization to Disburse Fire Funds**

WHEREAS, DeSoto County, Mississippi, has ten (10) Volunteer Rural Fire Departments in the unincorporated areas eligible to participate in the \$ 57,592.31 in Volunteer Fire Department Funds budgeted by DeSoto County, Mississippi, in the FY00 Budget for rural fire departments

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under the authority of Sections 19-5-95 and 83-1-39 Mississippi Code of 1972 amended.

WHEREAS, the annual allocation available for division among the eligible fire departments of the County is:

Total Tax Receipts Available for Distribution               \$ 57,592.31

WHEREAS, the following volunteer fire departments, to-wit: Alphaba, Cockrum; Ingram’s Mill; Bridgetown; DeSoto Woods; Eudora; Fairhaven; Lewisburg; Love; Nesbit; Summershill; and Walls Volunteer Fire Departments are eligible to participate in the funds and have presented their proposals and Rural Fire Protection Agreements as required by law.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF SUPERVISORS OF DESOTO COUNTY, MISSISSIPPI, AS FOLLOWS:

- Section 1. That the above said Proposals and Rural Fire Protection Agreements were previously approved by the Board and are on file.
- Section 2. That available funds for county volunteer fire departments under the provisions Sections 19-5-95 and 83-1-39, Mississippi Code of 1972 for the year 2000 will be divided on the following basis and formula:
- a. All ten (10) volunteer fire departments shall share equally in 60% of all available funds.
  - b. All ten (10) volunteer fire departments shall share according to their percentage of the population serviced by said fire departments in 40% of all the remaining available funds.

Section 3. That based on the preceding formula heretofore adopted by this Board of Supervisors for the division of funds among the various volunteer fire departments, the following allocations of the funds are to be made to the following fire departments:

<u>Fire Departments</u>	<u>Alloc. Funds FY00</u>
Alphaba, Cockrum	
Ingram’s Mill	\$ 4,255.61
Bridgetown	\$ 4,006.15
DeSoto Woods	\$ 4,680.17
Eudora	\$ 4,934.90
Fairhaven	\$ 4,963.38
Lewisburg	\$ 5,944.88
Love	\$ 6,104.15
Nesbit	\$ 6,798.74
<b>ITEM E.10, CONTINUED,</b>	
Summers Hill	\$ 7,759.14
Walls	\$ 8,145.20
<u>TOTAL</u>	\$ 57,592.31

Any fire house or permanent building constructed by any of these funds must be on county owned property. None of the funds shall be used to purchase land.

Section 4. All Departments receiving these funds shall refer to Sections 19-5-95 and Sections 83-1-39, Mississippi code of 1972, as amended regarding appropriate use of these funds. Furthermore, each department shall account for these funds

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separately from all other allocations and available funds. State purchase procedures as detailed in the appropriate sections of the Mississippi Code of 1972, as amended, shall be followed. All departments receiving these funds are subject to audit by the Mississippi Department of Audit, and that each department receiving these funds is directly accountable to the Mississippi State Auditor.

Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the distribution of tax funds for the Fire Department in accordance with Section 19-5-95 and 83-1-39 of the Mississippi Code. The **motion passed** by unanimous vote. **\*\*See Exhibit E.10\*\***

#### **11. Request for Proposals for CDBG Program**

County Administrator David Armstrong presented a request for proposals for the CDBG Program to the Board of Supervisors. Mr. Armstrong said that Chris Gouras recommended that the Board of Supervisors advertise for proposals for the CDBG grants. Supervisor John Caldwell said that he was not against advertising for proposals but that he felt that it should not be limited to just CDBG grants. Mr. Armstrong said that he would amend the request for proposals and bring it back to the Board of Supervisors.

Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to take the issue under advisement and to instruct the County Administrator to amend the proposal to include all grants. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.11\*\***

#### **12. Approval of Contract with Bill Bryant**

County Administrator David Armstrong presented contracts between Bill Bryant and DeSoto County for personal property, mapping, and real property for FY00. Mr. Armstrong said that he included an additional \$20,000.00 in the FY00 Budget to cover the increase in the contracts. He said he had talked to Tax Assessor Parker Pickle and he said he will work within the budget.

Mr. Armstrong said he included the extra \$20,000.00 as part of the \$260,000.00 for reappraisal. Bill Bryant and Parker's staff will do the update. They will do this at night and on weekends.

Supervisor John Caldwell said he is concerned about employees working with that much overtime. Supervisor Caldwell said it is one thing for Parker and Bill to agree to work, but have the employees agreed to work this much overtime. Supervisor Jessie Medlin said the County Administrator has said they did agree to it.

The Tax Assessor was called to the meeting and said his employees will share the workload.

#### **ITEM E.12, CONTINUED,**

Supervisor Eugene Thach asked if we got outside bids to compare to those prices. Parker Pickle said outside companies charge per parcel. For employees to do this work will save money.

David Armstrong asked the Tax Assessor if this will be enough money for the year. Mr. Pickle said he hopes so and thinks so.

Supervisor John Caldwell asked how much we are asking the employees to work. Mr. Pickle said he estimated worst case at 2 to 3 hours, 4 days a week and ½ day, 2 to 3 Saturday's per month. Supervisor Caldwell asked how many hours it will take to get the job done. The Tax Assessor said he does not know.

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Supervisor Caldwell asked for estimates of time for completing the job.

Supervisor Jessie Medlin asked when the work will start. Parker Pickle said he is not sure as they are working on Y2K now and they are out of space. Supervisor Caldwell asked why we are paying Bill Bryant now if the work hasn't started. Parker Pickle said he is working on the project already.

Vanessa Lynchard notified the Board of Supervisors this increase will be requested for three years during the reappraisal period.

Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to approve the contracts between Bill Bryant and DeSoto County for personal property, mapping, and real property for FY00 with the requested increase totaling \$60,000.00. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.12\*\***

### **13. Dairy Barn Road**

Board Attorney Bill Austin notified the Board of Supervisors that Dairy Barn Road has always been traveled by the public and maintained by the county and it needs to be added to the county road map as it was inadvertently omitted. Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to authorize the County Engineer and the Director of Planning to add Dairy Barn Road to the county map and the Road Manager to add Dairy Barn Road to the list for maintenance. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.13\*\***

### **14. Accepting EEOC Report 1999 into the Minutes**

Vanessa Lynchard presented the EEOC Report for 1999 to the Board of Supervisors. Vanessa said that it included a breakdown of full-time and part-time employees of DeSoto County and that it was completed by Ginger Allison, Personnel Director. Supervisor Eugene Thach made a motion and Supervisor Jessie Medlin seconded the motion to accept the EEOC Report for 1999 into the minutes. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.14\*\***

### **15. Fire\EMS**

#### **a. Renewal of Lease Agreement for Repeater**

At the recommendation of Board Attorney Bill Austin, Supervisor Eugene Thach made a motion and Supervisor Jimmy James seconded the motion to renew a lease with Mr. Stan Elam for the EMS repeater tower through December 1999 as the Board of Supervisors cannot contract past their term of office. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.15.a\*\***

#### **ITEM E.15.b, CONTINUED,**

#### **b. Approval of Contract for Translator**

Vanessa Lynchard presented a contract to the Board of Supervisors for EMS with Language Line Services. Vanessa said that it was a translator service that provides interpreters who interpret 140 languages and are available 7 days a week, 24 hours a day to 911 callers. Supervisor Eugene Thach made a motion and Supervisor Jimmy James seconded the motion to approve the contract between EMS and Language Line Services for a one time set up fee of \$75.00; annual renewal fee of \$35.00; and a fee of \$3.50 to \$4.50 per minute, subject to the Board Attorney's approval. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.15.b\*\***

#### **c. Approval of Transfer of Ambulance from EMS to Sheriff's Department**

Vanessa Lynchard notified the Board of Supervisors that EMS Director Bobby Storey

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requested approval of the Board to transfer an ambulance to the Sheriff’s Department. Vanessa said that the ambulance will be used as an on-site crime lab. She said that EMS will also store supplies on the ambulance to be used while on the scene. The Board of Supervisors expressed concern on the ambulances not being traded in on the new ambulances. Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to transfer a 1991 Ford Type II Ambulance, VIN# 1FDHS34M8MHB04640 to the DeSoto County Sheriff’s Office. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.15.c\*\***

**d. Approval to Transfer Ambulance to Love Volunteer Fire Department**

At the recommendation of EMS Director Bobby Storey, Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve the transfer of an ambulance from EMS to Love Volunteer Fire Department. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin	NO
Supervisor Eugene Thach	YES
Supervisor Jimmy James	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

**\*\*See Exhibit E.15.d\*\***

**e. Disposal of Property**

Vanessa Lynchard presented an inventory disposal request from EMS to dispose of two (2) Maxon radios. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to approve the disposal of Property Number 8268, Serial Number 921137626 and Property Number 4075, Serial Number 931270291, two (2) Maxon radios. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.15.e\*\***

**16. Appointment - Planning Commission, District 3**

Supervisor Jimmy James made a motion and Supervisor Tommy Lewis seconded the motion to remove Vivian Berryhill as the District 4 appointee to the Board of Adjustments and reappoint her as the District 3 appointee to the Board of Adjustments and appoint Sue Whitten to the Planning Commission to fill the position vacated by Bruce Pruitt. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.16\*\***

**ITEM E.17, CONTINUED,**

**17. Insolvency List - Tax Collector**

Vanessa Lynchard notified the Board of Supervisors that per Section 27-49-1 of the Mississippi Code, the insolvency list is required to be presented to the Board of Supervisors at the first meeting in October to be accepted into the minutes. She said that Tax Collector Joey Treadway requested that this item be held over until the meeting on October 6, 1999. At the recommendation of Tax Collector Joey Treadway, Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to hold this item until October 6, 1999. The **motion passed** by a unanimous vote.

**F. EXECUTIVE SESSION**

The “Executive Session” portion of this meeting is presented under the portion of minutes called “Executive Session.

**G. OTHER ISSUES**

**1. Rick Sparkman**

Honorable Rick Sparkman appeared before the Board of Supervisors to present a notice of a law suit involving DeSoto County and others which involves an accident in which Dena Vest was alleged to have been injured. This was a procedural matter under the terms of the State Torts Claims Act.

**2. Approval of FY2000 Bridge Inspection Program**

The County Engineer said 80% of the funds are State Aid Funds and the other 20% are federal funds. At the recommendation of County Engineer Daniel Murphey, Supervisor Jimmy James made a motion and Supervisor Tommy Lewis seconded the motion to approve the FY2000 Bridge Inspection Program. The **motion passed** by a unanimous vote.

**3. Bridge Posts**

County Engineer Daniel Murphey notified the Board of Supervisors that it is time to program the FY2000 Bridge Posting Project. Mr. Murphey said there are 5 DeSoto County bridges that get signs. Mr. Murphey said \$792.00 are off system bridges and \$528.00 are on system bridges. Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to program the FY2000 Bridge Posting Project. The **motion passed** by a unanimous vote.

Supervisor Eugene Thach asked how many deficient bridges there are in DeSoto County. County Engineer Daniel Murphey said there are zero bridges on the system and one on the off system. That one is the bridge on Sandidge Road. Supervisor Eugene Thach asked if we still get the local system bridge money. Daniel Murphey said yes, but we have to program the bridge on Sandidge Road. The Board of Supervisors discussed plans for Sandidge Road.

**4. Approval of Application Fee to FEMA**

County Engineer Daniel Murphey informed the Board of Supervisors that he applied to FEMA to amend the flood map. Mr. Murphey said that he sent the flood study to FEMA and that he needed approval to pay the application fee in the amount of \$3,100.00. Supervisor Eugene Thach made a motion and Supervisor Tommy Lewis seconded the motion to authorize the application fee in the amount of \$3,100.00 to FEMA and authorized the clerk to write the check. The **motion passed** by a unanimous vote. **\*\*See Exhibit G.4\*\***

**ITEM G.5, CONTINUED,**

**5. Getwell Road Project and Poplar Corner Project**

Road Manager Kenny Gunn notified the Board of Supervisors that he may need the assistance of Jim Terrell on the Getwell Road, from Bolin to Cleveland, and the Poplar Corner Project, from Nail to Church. Mr. Gunn asked if he needed the Board authorization each time he needed the assistance of Jim Terrell on right of ways. Supervisor Tommy Lewis made a motion and Supervisor Eugene Thach seconded the motion to authorize Road Manager Kenny Gunn to hire Jim Terrell at his discretion to obtain right-of-ways for DeSoto County. The **motion passed** by a unanimous vote.

**6. Tchulahoma Road Safety Rails**

Supervisor Eugene Thach requested the Board's approval to have the Road Manager put safety rails on Tchulahoma Road near the school where there is a steep bank. Supervisor Thach said Mayor Davis has agreed if the county will put up the safety rail, the City of Southaven will pay half of the cost.

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**J. L. M.**

Supervisor Eugene Thach made the motion and Supervisor Jimmy James seconded the motion for the Road Manager to put up safety rails at the steep bank near the school and to bill the City of Southaven for half of the cost. The **motion passed** by a unanimous vote.

**7. Nursing Home**

Supervisor Jimmy James notified the Board that he received a letter regarding a petition to the State Health Department to get a nursing home at Wesley Meadows and the individuals wanted on record that the Board of Supervisors supported it. Supervisor Jimmy James made a motion and Supervisor Tommy Lewis seconded the motion to send a letter supporting a nursing home at Wesley Meadows. The motion was denied by a vote as follows:

Supervisor Jessie Medlin	NO
Supervisor Eugene Thach	NO
Supervisor Jimmy James	YES
Supervisor John Caldwell	NO
Supervisor Tommy Lewis	YES

Supervisor Eugene Thach said that he did not feel that the Board of Supervisors should get involved with an issue when five other individuals in DeSoto County are involved in it but that he was not against a nursing home in DeSoto County.

Supervisor Eugene Thach made a motion and Supervisor John Caldwell seconded the motion to send a letter to the State Health Department advising that there is an urgent need for a nursing home in DeSoto County and to let the State determine where to put the nursing home. The **motion passed** by a unanimous vote. **\*\*See Exhibit G.7\*\***

**8. Workforce Investment Act**

Chancery Clerk Sluggo Davis notified the Board of Supervisors that Randy Kelly of Three Rivers called him about the Workforce Investment Act to see if the Board had heard from the Governor about their request to change districts. Supervisor Jessie Medlin said that he got a letter from Governor Fordice denying the Board’s resolution to be in the Delta Region. Supervisor Medlin told County Administrator David Armstrong to call Randy Kelly and ask him if the Employment Office will remain open and report back to the Board.

**ITEM G.9, CONTINUED,**

**9. Church Road**

Bill Bayne of the Commercial Appeal asked the Board of Supervisors for an update on the right of ways on the west side of Church Road. Board Attorney Bill Austin told Bill Bayne to get with him and he would go over the list with him, but there were only a few right of ways left on the project.

Supervisor Eugene Thach made the motion and Supervisor Jimmy James seconded the motion to recess until October 6, 1999 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 4th day of October, 1999, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Jessie L. Medlin, President  
DeSoto County Board of Supervisors